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Docket No. 82478-5400

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Andrew McDonald

Serial No.: 10/797,328

Filed: March 9, 2004

For: MONITORING DEVICE

Patent Examiner:

Group Art Unit: 2632

August 24, 2006

Costa Mesa, California 92626

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In an attempt to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56 and in conformance with 37 C.F.R. §§ 1.97 and 1.98, applicant wishes to bring to the attention of the U.S. Patent Office the following reference, which was found during the prosecution of a corresponding Japanese patent application:

Japanese Laid-open Patent Publication No. 08-223637 w/English abstract

A copy of this foreign reference and Form PTO-A820 are attached.

The undersigned attorney hereby certifies that each item contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart international application not more than three months prior to filing this statement.

If the Examiner believes that a telephone conference would help further the prosecution of this case, he is respectfully requested to contact the undersigned attorney at the listed telephone number.

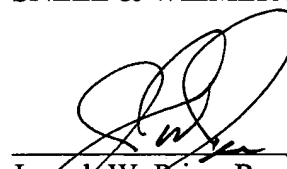
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patent, PO Box 1450, Alexandria, VA 22313-1450, on August 24, 2006 by: Heather Schnabel

  
Signature

Date of Signature: August 24, 2006

Very truly yours,

SNELL & WILMER LLP

  
Joseph W. Price, Reg. No. 25,124  
600 Anton Boulevard, Suite 1400  
Costa Mesa, CA 92626-7689  
Tel: 714-427-7420  
Fax: 714-427-7799

<b>INFORMATION DISCLOSURE CITATION</b> <i>(Use several sheets if necessary)</i>				Docket Number (Optional)		Application Number		
				82478-5400		10/797,328		
				Applicant(s)				
				Andrew McDonald				
				Filing Date		Group Art Unit		
				March 9, 2004		2632		
<b>U. S. PATENT DOCUMENTS</b>								
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<b>U.S. PATENT APPLICATION PUBLICATIONS</b>								
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<b>FOREIGN PATENT DOCUMENTS</b>								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		08-223637	8/30/96	Japan w/English Abstract			X	
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>								
EXAMINER				DATE CONSIDERED				
<b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								